

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Norfolk Division

Jesús Mancillas

Plaintiff,

v.

Executive Landscape, Inc. et al.

Defendants

Jury Trial Demanded

Case No.: 2:19-cv-429

NOTICE OF ACCEPTANCE OF RULE 68 OFFER OF JUDGMENT

Plaintiff hereby accepts Defendants' Rule 68 Offer of Judgment, attached hereto.

Respectfully submitted,

/s/ Nicholas Cooper Marritz

Nicholas Cooper Marritz (VA Bar No. 89795)
LEGAL AID JUSTICE CENTER
6066 Leesburg Pike, Suite 520
Falls Church, VA 22041
T: (703) 778-3450
F: (703) 778-3454
E: nicholas@justice4all.org
Counsel for Jesús Mancillas

Date: October 3, 2019

CERTIFICATE OF SERVICE

I hereby certify that on October 3, 2019, I sent a true copy of the foregoing notice to Defendants' counsel via U.S. mail and email at the following address:

James R. Theuer
James R. Theuer, PLLC
555 E. Main St.
Suite 1212
Norfolk, VA 23510
jim@theuerlaw.com

/s/ Nicholas Cooper Marritz

Nicholas Cooper Marritz (VA Bar No. 89795)

LEGAL AID JUSTICE CENTER

6066 Leesburg Pike, Suite 520

Falls Church, VA 22041

T: (703) 778-3450

F: (703) 778-3454

E: nicholas@justice4all.org

Counsel for Jesús Mancillas

Date: October 3, 2019

JAMES R. THEUER, PLLC

555 EAST MAIN ST.
SUITE 1212
NORFOLK, VA 23510
WWW.THEUERLAW.COM
TEL: 757.446.8047 / FAX: 757.446.8048

JAMES R. THEUER, ESQ.

JIM@THEUERLAW.COM

ADMITTED IN VIRGINIA AND NORTH CAROLINA

Via email and U.S. Mail

October 3, 2019

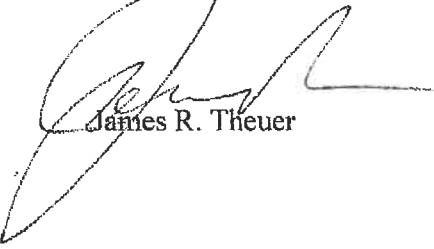
Nicholas Marritz, Esq.
Legal Aid Justice Center
6066 Leesburg Pike, Ste 520
Falls Church, VA 22041

Re: Mancillas v. Executive Landscape, Inc., et al.; EDVA no. 2:19cv429

Dear Mr. Marritz:

Enclosed please find Defendants' Rule 68 Offer of Judgment.

Very truly yours,



James R. Theuer

Enclosure

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION

JESUS MANCILLAS,)
Plaintiff,)
v.) Case no. 2:19cv429
EXECUTIVE LANDSCAPE, INC.,)
JOSHUA MORIN,)
and)
JOHN GIBSON,)
Defendants.)

OFFER OF JUDGMENT

NOW COME Defendants Executive Landscape, Inc., Joshua Morin, and John Gibson, by counsel, and serve upon the Plaintiff Jesus Mancillas, a/k/a Jesus Mancillas Rios, their Offer of Judgment pursuant to Rule 68 of the Federal Rules of Civil Procedure. Defendants offer to allow Plaintiff to take judgment against them in this matter, together with costs now accrued, in the total amount of Twenty-Nine Thousand, Eight Hundred and Thirty Dollars (\$29,830), which amount is inclusive of all attorneys' fees, costs, expert fees, prejudgment interest, unpaid wages, liquidated damages, and any other claim or expense to date. This offer is made in proposed resolution of all counts of the above-styled Complaint against Defendants, and is offered without prejudice to the Defendants. Any judgment taken pursuant to this offer shall have no effect except to settle the Plaintiff's claim set forth in the Complaint, as provided by law. The offer will expire after ten (10) days if not accepted by Plaintiff consistent with Rule 68.

This the 3d day of October, 2019.

EXECUTIVE LANDSCAPE, INC.,
JOSHUA MORIN, and JOHN GIBSON

/s/
Counsel

James R. Theuer (VSB #68712)

JAMES R. THEUER, PLLC

555 E. Main St., Suite 1212

Norfolk, VA 23510

Tel: (757) 446-8047

Fax: (757) 446-8048

jim@theuerlaw.com

Counsel for Executive Landscape, Inc., Joshua Morin, and John Gibson

CERTIFICATE OF SERVICE

I hereby certify that on the 3d day of October, 2019, a true copy of the foregoing was sent by electronic and first class mail, postage prepaid, to the following:

Nicholas Maritz
Legal Aid Justice Center
6066 Leesburg Pike, Ste 520
Falls Church, VA 22041
nicholas@justice4all.org
Counsel for Plaintiff

/s/

James R. Theuer (VSB #68712)

Counsel for Defendants

JAMES R. THEUER, PLLC

555 E. Main St., Suite 1212

Norfolk, VA 23510

Tel: (757) 446-8047

Fax: (757) 446-8048

jim@theuerlaw.com